



U.S. Department of Justice

United States Attorney's Office

Eastern District of Virginia

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Alexandria, Virginia 22314

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November 19, 2004

Edward B. MacMahon, Jr.
P.O. Box 903
107 East Washington Street
Middleburg, Virginia 20118

Re: U.S. v. Al-Timimi, Crim. No. 1:04cr385; Discovery Letter #5

Dear Ed:

1. In addition to the materials I wrote in Discovery Letter #4 would be available for your inspection in the United States Attorney's Office, the following additional materials are also available for your inspection:

DESCRIPTION	DATE	PAGES	BATE STAMP #'s
Transcript of grand jury testimony by Randall Royer	12/19/2002	86	001057-001242
Transcript of Grand Jury testimony of Ibrahim Al-Hamdi	6/19/2003	68	001243-001311
Transcript of Grand Jury testimony of Ibrahim Al-Hamdi	6/24/2003	40	001312-001351
Transcript of Grand Jury testimony of Omar Madani	7/15/2003	67	001352-001418
Transcript of Grand Jury testimony of Idris Palmer	8/6/2003	51	001419-001468
Letter to Yong Kwon c/o Wartel from AUSA Kromberg	5/7/2003	2	01538-01539
Ltr to MacDougal & Pellegrino re: Kwon from Kromberg	7/23/2003	2	01540-01541
Plea Agreement and Statement of Facts Yong Ki Kwon	filed 8/25/2003	17	01542-01558
Proffer letter to Aatique c/o Bowman from Kromberg	5/12/2003	2	01559-01560
Proffer letter to Aatique c/o Bowman from Kromberg	6/2/2003	2	01561-01562
Plea Agreement and Statement of Facts Aatique	filed 9/22/2003	16	01563-01578
Proffer letter to Surratt from Gordon Kromberg	6/11/2003	2	01579-01580
Plea Agreement and Statement of Facts Surratt	filed 8/22/2003	15	01581-01595
Proffer letter to Hasan c/o Abbenante from Kromberg	7/30/2003	2	01596-01597
Plea Agreement and Statement of Facts Hasan	filed 8/21/2003	14	01598-01611
Handwritten statement by Kwon dated 3/25/2003	undated	4	01642-01645
Statement of Khwaja Mahmood Hasan	12/16/2003	7	01693-01699
Transcript of monitored tel call between Aatique and Chandia	5/9/2003	3	01700-01702
Transcript of monitored tel call between Aatique and Gharbieh	5/9/2003	1	1703
Proffer letter for Nabil Garbieh	4/3/2003	2	01704-01705
Proffer letter for Nabil Garbieh	6/2/2003	2	01706-01707
Proffer letter for Abdul Hakim Abdus-Shakur	5/12/2003	2	01708-1709
Transcript of Grand Jury testimony of Aatique	6/4/2003	58	01829-01886
Transcript of Grand Jury testimony of Surratt	6/11/2003	82	01887-01968

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Transcript of Grand Jury testimony of Kwon	4/3/2003	132	01969-02100
Transcript of Grand Jury testimony of Thompson	6/24/2003	55	02101-02155
Transcript of Grand Jury testimony of Gharbieh	6/3/2003	100	02156-02255
Transcript of Grand Jury testimony of Hasan	8/6/2003	49	02256-02304
Redacted Trans. Grand Jury testimony of Ammerman	9/25/2003	3	02386-02388
Redacted Trans. on Hearing before Judge Jones	6/30/2003	16	02389-02404
Affidavit of F. Wade Ammerman	2/24/2003	4	02405-02408
Redacted Trans. of Grand Jury testimony of Ammerman	6/25/2003	5	02409-02413
Transcript of Grand Jury testimony of Wyman	4/15/2003	11	02421-02431
Affidavit of John V. Wyman	3/17/2003	6	02432-02437
Transcript of Detention Hearing	7/2/2003	24	02438-02461
Application and Affidavit for Warrant by John V. Wyman	3/26/2003	4	02462-02465
Affidavit by John V. Wyman for Search Warrant	5/7/2003	12	02466-02477
FBI 302 report of interview with Ali Mehdi Al-Timimi	August 6, 2004	4	03000-03003
FBI 302 report of interview with Randall Royer	July 20, 2004	9	03004-03012
FBI 302 report of interview with Randall Royer	July 26, 2004	4	03013-03016
FBI 302 report of interview with Randall Royer	June 17, 2004	4	03017-03020
FBI 302 report of interview with Sabri Benkahla	April 20, 2004	9	03021-03029
FBI 302 report of interview with Sabri Benkahla	July 7, 2004	13	03030-03042
FBI 302 report of interview with Randall Royer	June 28, 2004	2	03043-03044
FBI 302 report of interview with Randall Royer	June 24, 2004	4	03045-03048
FBI 302 report of interview with Sabri Benkahla	July 7, 2004	1	03049
FBI 302 report of interview with Ali Al-Timimi	June 24, 2004	13	03050-03062
FBI 302 report of interview with Yong Kwon	June 21, 2004	1	03063
FBI 302 report of interview with Yong Kwon	June 14, 2004	5	03064-03068
FBI 302 report of interview with Khwaja Hasan	May 20, 2004	2	03069-03070
FBI 302 report of interview with Khwaja Hasan	June 16, 2004	5	03071-03075
FBI 302 report of interview with Randall Royer	June 10, 2004	7	03076-03082
FBI 302 report of interview with Ibrahim Al-Hamdi	May 25, 2004	2	03089-03090
FBI 302 report of interview with Ibrahim Al-Hamdi	May 24, 2004	3	03091-03093
FBI 302 report of interview with Muhammad Aatique	March 6, 2004	2	03100-03101
FBI 302 report of interview with Randall Royer	Feb-04	1	03102
FBI 302 report of interview with Randall Royer	April 23, 2004	4	03105-03108
FBI 302 report of interview with Randall Royer	April 20, 2004	5	03109-03113
FBI 302 report of interview with Ibrahim Al-Hamdi	April 22, 2004	4	03114-03117
FBI 302 report of interview with Ibrahim Al-Hamdi	April 22, 2004	2	03120-03121
FBI 302 report of interview with Randall Royer	March 24, 2004	7	03122-03128
FBI 302 report of interview with Ibrahim Al-Hamdi	March 23, 2004	5	03129-03133
FBI 302 report of interview with Randall Royer	March 23, 2004	2	03135-03136
FBI 302 report of interview with Randall Royer	March 18, 2004	2	03137-03138
FBI 302 report of interview with Yong Kwon	February 25, 2004	2	03139-03140
FBI 302 report of interview with Ibrahim Hamdi	March 4, 2004	1	03141
FBI 302 report of interview with Allen Santora	February 19, 2004	2	03142-03143
FBI 302 report of interview with Yong Ki Kwon	Dec. 16, 2003	1	03147
FBI 302 report of interview with Khwaja Hasan	Dec. 16, 2003	2	03148-03149

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FBI 302 report of interview with Donald Surratt	Nov. 18, 2003	3	03150-03152
FBI 302 report of interview with Nabil Gharbieh	Dec. 15, 2003	2	03153-03154
FBI 302 report of interview with Tamim Popalzai	Nov. 17, 2003	6	03155-03160
FBI 302 report of interview with Khwaja Hasan	December 3, 2003	5	03165-03169
FBI 302 report of interview with Yong Ki Kwon	Nov. 26, 2003	6	03170-03175
FBI 302 report of interview with Bassem Khafaji	Nov. 24, 2003	6	03176-03181
FBI 302 report of interview with Khwaja Hasan	Nov. 21, 2003	4	03182-03185
FBI 302 report of interview with Shibli Zaman	Nov. 19, 2003	5	03186-03190
FBI 302 report of interview with Ali Mehdi Al-Timimi	Nov. 17, 2003	13	03191-03203
FBI 302 report of interview with Taurus Colvin	Nov. 16, 2003	3	03204-03206
FBI 302 report of interview with Khwaja Hasan	Nov. 13, 2003	3	03207-03209
FBI 302 report of interview with Muhammad Aatique	November 5, 2003	3	03210-03212
FBI 302 report of interview with Khwaja Hasan	November 7, 2003	4	03213-03216
FBI 302 report of interview with Khwaja Hasan	October 28, 2003	6	03217-03222
FBI 302 report of interview with Donald Surratt	Sept. 26, 2003	5	03223-03227
Transcript of Testimony of Hasan, <i>U.S. v. Al-Hussayen</i>	May 20-24, 2004	99	03232-03330

As we have discussed, these materials are available for you to examine **but not to photocopy**. To the extent that these materials include information that *also* may constitute *Jencks* materials, we will try to provide you copies of those materials by December 27th for you to retain through trial. Please call Abena Durity at (703) 299-3960 to arrange for review of these materials.

Thank you for your cooperation.

Sincerely,

Paul J. McNulty
United States Attorney

By: 

Gordon D. Kromberg
Assistant United States Attorney